

S/N: 09/498,926**PATENT**
P-743-US2**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: DVIR, Eran et al.

Examiner: DVIR

Serial No.: 09/498,926

Group Art Unit: 3723

Filed: February 4, 2000

Title: APPARATUS FOR OPTICAL INSPECTION OF WAFERS DURING
POLISHINGAssistant Commissioner for Patents
Washington, DC 20231

Attention: Tom Hawkins

COMMUNICATION IN RESPONSE TO THE NOTICE OF ABANDONMENT

Sir:

This Communication is filed in response to the Notice of Abandonment dated June 19, 2001 issued by the United States and Trademark Office in connection with the above-identified Application. A copy of the Notice is attached hereto.

Applicants respectfully state that The Notice is incorrect, was issued in error, and request that it be withdrawn. The issue fee for the subject Application was due on May 21, 2001. Contrary to the Notice, Applicants filed on May 17, 2001 with the United States Patent and Trademark Office the Issue Fee Transmittal which was signed and included the required fee for the subject Application. Examiner Hawkins stated that in order to have the Notice withdrawn, Applicants should forward to the United States Patent and Trademark Office a copy of the Issue Fee Transmittal (PTO4-85B) which was filed and a copy of the stamped

EITAN, PEARL, LATZER & COHEN-ZEDEK

ADVOCATES, NOTARIES AND PATENT ATTORNEYS

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Date: July 2, 2001
To: Examiner Tom Hawkins
From: Suzanne Erez
Fax No.: 1-703-305-8755
of Pages: 6

U.S. Serial No.: 09/498,926
U.S. Filing Date: February 4, 2000
Title: APPARATUS FOR OPTICAL INSPECTION OF WAFERS DURING POLISHING
Inventor: DVIR, Eran et al.
Our Docket No: P-743-US2
Examiner: MORGAN, E.
Group: 3723

Forwarded herewith is a Communication in Response to the Notice of Abandonment in connection with the above-identified Application.

Yours sincerely,



Suzanne Erez
EITAN, PEARL, LATZER & COHEN-ZEDEK

Suzanne Erez
Eitan, Pearl, Latzer & Cohen-Zedek
One Crystal Park, Suite 210
2011 Crystal Drive
Arlington, VA 22202-3709, U.S.A.

Telephone No.: (703) 486-0600
Facsimile No.: (703) 486-0800


APPLICANTS: DVIR, Eran
SERIAL NO.: 09/498,926
FILED: February 4, 2000
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postcard receipt. The Examiner stated that since it was the fault of the Patent Office no fee would be due.

In response, Applicants attach hereto a copy of the signed Issue Fee Transmittal as filed on May 17, 2001 with the United States Patent and Trademark Office and a copy of the postcard receipt stamped by the United States Patent and Trademark Office evidencing receipt by the Patent Office on May 17, 2001. Thus, the Issue Fee for the subject Application was timely filed with the United States Patent and Trademark Office. Accordingly, Applicants respectfully request that the United States Patent and Trademark Office withdraw the Notice of Abandonment and allow the subject Application to issue.

If any fee is required, the undersigned attorney hereby authorizes the Patent Office to charge such additional fee to Deposit Account 05-0649.

Respectfully submitted,


Suzanne Erez
Attorney for Applicant(s)
Registration No. 46,688

Dated: July 2, 2001

Eitan, Pearl, Latzer & Cohen-Zedek
One Crystal Park, Suite 210
2011 Crystal Drive
Arlington, VA 22202-3709, U.S.A.
Telephone No.: (703) 486-0600
Facsimile No.: (703) 486-0800



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/498,926	02/04/00	DVIR	E M-3417-2005

EITAN, PEARL, LATZER & COHEN-ZEDEK
 7542/0619
 ONE CRYSTAL PARK, SUITE 210
 2011 CRYSTAL DRIVE
 ARLINGTON VA 22202-3709

EXAMINER	
MORGAN, E	
ART UNIT	PAPER NUMBER
3723	10

DATE MAILED: 06/19/01

NOTICE OF ABANDONMENT

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on _____
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____
- ☐ A proposed response was received on _____, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).)

- ☐ No response has been received.

☒ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

- ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____
- ☐ The submitted issue fee of \$ _____ is insufficient. The issue fee required by 37 CFR 1.18 is \$ _____
- ☒ The issue fee has not been received.

☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____
- ☐ The proposed new formal drawings filed _____ are not acceptable.
- ☐ No proposed new formal drawings have been received.

- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

The reason(s) below:

ABANDONMENT
CONTACT PERSON IS:
 TOM LATZER